

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

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**BLUE SPIKE, LLC,**

**PLAINTIFF,**

**V.**

**TEXAS INSTRUMENTS, INC., ET AL.,**

**DEFENDANTS.**

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**Civil Action No.: 6:12-cv-00499-MHS-  
CMC**

**JURY TRIAL DEMANDED**

**BLUE SPIKE, LLC,**

**PLAINTIFF,**

**V.**

**FUTRONIC TECHNOLOGY CO., LTD.  
AND FULCRUM BIOMETRICS, LLC,**

**DEFENDANTS.**

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**6:13-cv-00054-MHS  
(Consolidated with 6:12-cv-499-MHS-  
CMC and closed)**

**JURY TRIAL DEMANDED**

**JOINT STIPULATION OF DISMISSAL**

NOW COME, Plaintiff Blue Spike, LLC, and Defendant Fulcrum Biometrics, LLC (“Fulcrum”), by and through their respective attorneys, hereby stipulate and agree as follows:

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Blue Spike, LLC stipulates to the dismissal without prejudice of all claims and causes of action asserted in Case No. 6:13-cv-54 against Fulcrum, and Fulcrum stipulates to the dismissal without prejudice of all counterclaims and defenses asserted in Case No. 6:13-cv-54 against Blue Spike, LLC. The parties shall bear their own attorneys’ fees, expenses and

costs.

Dated: October 17, 2014

By: /s/ Randall T. Garteiser

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***ATTORNEYS FOR FULCRUM BIOMETRICS, LLC***

***ATTORNEYS FOR BLUE SPIKE, LLC***

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Federal Rule of Civil Procedure 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email.

/s/ Eric H. Findlay  
Eric H. Findlay